

107TH CONGRESS
1ST SESSION

H. R. 2284

To amend title XVIII of the Social Security Act to provide for payment of certain chiropractic examination procedures, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 21, 2001

Mr. LEWIS of Georgia introduced the following bill; which was referred to the Committee on Energy and Commerce, and in addition to the Committee on Ways and Means, for a period to be subsequently determined by the Speaker, in each case for consideration of such provisions as fall within the jurisdiction of the committee concerned

A BILL

To amend title XVIII of the Social Security Act to provide for payment of certain chiropractic examination procedures, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Medicare Chiropractic
5 Improvement Act of 2001”.

1 **SEC. 2. PROVIDING MEDICARE REIMBURSEMENT FOR AP-**
 2 **PROPRIATE CHIROPRACTIC EXAMINATION**
 3 **PROCEDURES FURNISHED BY DOCTORS OF**
 4 **CHIROPRACTIC WITHIN THE SCOPE OF**
 5 **THEIR LICENSE.**

6 (a) IN GENERAL.—Clause (5) of section 1861(r) of
 7 the Social Security Act (42 U.S.C. 1395x(r)) is amended
 8 to read as follows: “(5) a doctor of chiropractic who is
 9 licensed as such by the State in which chiropractic services
 10 (as defined in subsection (ww)) are furnished and who
 11 meets uniform minimum standards promulgated by the
 12 Secretary.”.

13 (b) CHIROPRACTIC SERVICES DEFINED.—Section
 14 1861 of the Social Security Act (42 U.S.C. 1395x), as
 15 amended by sections 102(b) and 105(b) of the Medicare,
 16 Medicaid, and SCHIP Benefits Improvement and Protec-
 17 tion Act of 2000 (114 Stat. 2763A–468, 471), as enacted
 18 into law by section 1(a)(6) of Public Law 106–554, is
 19 amended by adding at the end the following new sub-
 20 section:

21 “Chiropractic Services

22 “(ww)(1) Subject to paragraph (2), the term ‘chiro-
 23 practic services’ means the services described in paragraph
 24 (3) that are furnished by a doctor of chiropractic only with
 25 respect to treatment by means of chiropractic adjustment
 26 or manual manipulation of the spine to correct a sub-

1 luxation which the doctor of chiropractic is legally author-
2 ized to perform by the State in which that doctor performs
3 such functions.

4 “(2) Chiropractic services may only be furnished
5 under this title by a doctor of chiropractic.

6 “(3) For purposes of paragraph (1) with respect to
7 such treatment, the services described in this paragraph
8 are as follows:

9 “(A) Physicians’ services under subsection
10 (s)(1).

11 “(B) Services and supplies described in sub-
12 section (s)(2)(A).

13 “(C) Diagnostic X-ray tests under subsection
14 (s)(3).

15 “(D) Such other appropriate chiropractic exam-
16 ination procedures that the Secretary identifies by
17 regulation.”.

18 (c) NEGOTIATED RULEMAKING.—The Secretary of
19 Health and Human Services shall promulgate revised reg-
20 ulations to carry out the amendments made by this section
21 using a negotiated rulemaking process under subchapter
22 III of chapter 5 of title 5, United States Code.

23 (d) EFFECTIVE DATE.—The amendments made by
24 this section shall apply to services furnished on or after
25 the date on which the Secretary of Health and Human

- 1 Services causes to have published in the Federal Register
- 2 a final regulation pursuant to subsection (c).

